IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SECOND DAY OF JULY

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 22985 of 1994

Between:

B.Vijaya Srinivas S/o.Devarajam
E.M.E., Kanpur Uttar Pradesh.

..... PETITIONER

AND

1 Govt of A.P Rep.by its Secretary,Revenue Dept
Secretariat Buildings, Hyderabad.
2 Dist Colleoctor Ranga Reddy District,
Hyderabad.
3 Revenue Divisional Officer,
Chevella Ranga Reddy Dist.
4 Mandal Revenue Officer Serilingampally Mandal,
Serilingampally R.R.Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, preferably one in the nature of Writ of Mandamus, declaring the action of the respondents in not assigning the land to an extent of 5-00 acres in favour of the petitioner, as illegal, arbitrary and contrary to law and consequently direct the Respondents to consider the claim of assignement of land as Defence personnel and assign the land to extent of Ac.5-00 in S.No.132/1 of Vattinagulapally Village, Serinlingampally Mandal, R.R.Dist, or any other land in the same village in favour of the petitioner forthwith; and pass such other orders.

Counsel for the Petitioner: MR.J.KANAKAIAH

Counsel for the Respondents: G.P. for Assignment.

The Court Made the Following :

ORDER

Heard both sides.

The only grievance of the petitioner, a defence person, is that the respondents are not considering his claim for assignment of land in an extent of AC.5.00 in S.No.132/1 of Vattinagulapally village, Serilingamppally Mandal, Ranga Reddy District.

The learned Government Pleader submits that since there is a prohibition as per G.O.Ms.No.1122 dated 29.06.1961 for assignment of land, the claim of the petitioner for assignment, cannot be considered.

In this view of the matter, without going into the merits of the case, I find no reason to entertain this writ petition.

The Writ Petition is accordingly dismissed. No costs.

However, this order may not preclude the respondents to consider the claim of the petitioner for assignment of land, if available.

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2nd July 2004

BJ/Glv

To

1 The Secretary,Revenue Dept, Government of A.P.,
Secretariat Buildings, Hyderabad.
2 Dist Colleoctor Ranga Reddy District,
Hyderabad.
3 Revenue Divisional Officer,
Chevella Ranga Reddy Dist.
4 Mandal Revenue Officer Serilingampally Mandal,
Serilingampally R.R.Dist.

5. Two C.Cs. to the Government Pleader for Assignment, High

Court Buildings, Hyderabad. (O.U.T)

6. Two C.D. copies.